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(Via email and FedEx)

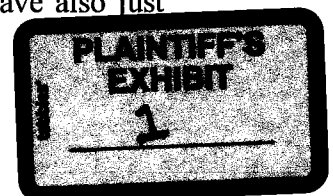
Re: *State of Oklahoma v. Tyson et al.*,
No. 05-CV-0329-GKF-SAJ

Dear Michael:

Pursuant to the Court's order of January 5, 2007, without waiving our objections, we are today FedExing to you CDs and DVDs which contain the remaining sampling results for all of the samples which have been analyzed as well as photos, videos and other matters related to the State's sampling. In making this production, we understand the Court's Order of January 4, 2007 to be limited to the production of facts and not to extend to the production of the opinions or analysis of our experts or to require further invasion of our work product. To the extent that other orders allow discovery of such matters, we will, of course, comply within the limits of those orders.

We are today producing STOK-CD27 through STOK-CD58, as identified on the attached inventory. In order to assure that this production is as complete as possible, I have included STOK Temp CD which contains data in its native format. I am having it processed and the pages individually bates-numbered. We will replace this CD with numbered documents once that process is complete. I will also be forwarding under separate cover electronic versions of the A&L data which are duplicates of data that has been produced.

This production brings up to date all the sampling results required by the Court to be produced by its order of January 5, 2007. This also substantially completes the production of all of the other data required by the Court's January 5, 2007 Order. There is a possibility that photos of early sediment sampling performed by students were overlooked in the earlier productions. (However, the field books documenting this sampling were produced earlier.) As I drafted this letter, I was also informed that there are several chain for custody forms that need to be produced. These relate to the benthic data from Aquatec that is being produced today. I have also just



received data from the USGS relating to IRW sampling. This will be provided under separate cover.

Some of the information contained in this production has previously been produced, including the Team 1 and Team 2 investigator notes found on STOK-CD27. These notes were produced as part of the considered material for Bert Fisher. They are included in this production to assure that there is clear documentation of the production of all the data required by the Court's January 5, 2007 Order. In the process of gathering this material, we also found four Lithochimeia Field Books which were kept by a student who was assisting with some of the sampling tasks. These are also included in this production.

Also included in this production are most, if not all, of the remaining photos of sampling events. The production of these photos has been delayed as we worked to find a way to produce them with bates numbers without deleting information needed to easily link them with the underlying event. I believe we have accomplished that task with this production. We are also producing videos associated with sampling. Two of these, CD-44 & CD-57, due to the length of the videos, are dual layered. I believe you should be able to view these. If not, please let me know and we can put them on some other type of disc or flash drive.

As I said earlier in this letter, this completes our production of all of the sampling results required by the Court's Order of January 5, 2007. Should the Plaintiff perform any other sampling, we will continue to supplement this production.

Should you have any questions concerning this production, please do not hesitate to call.

Sincerely,



Louis W. Bullock

cc: John Tucker